

FOR PUBLICATION

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

NORMAN COHLER, BARBARA COHLER,)	
MICHAEL COHLER, ABBY COHLER,)	
MAX COHLER, DAVID ANAPOLLE,)	
SHERRI ANAPOLLE, GEOFFRY ANAPOLLE,)	
JACOB ANAPOLLE, JARED ANAPOLLE,)	
JERRY STEINER, BONNIE STEINER,)	
MARTIN ZACHARY STEINER, SAMANTHA)	
EMILY STEINER, MARCI ARKIN, and)	
ALEX ARKIN,)	Civil No. 2005-29
)	
Plaintiffs,)	
)	
v.)	
)	
UNITED STATES OF AMERICA, through)	
the NATIONAL PARK SERVICES,)	
ROSEWOOD HOTELS AND RESORTS, INC.,)	
CBI ACQUISITIONS, L.L.C., d/b/a)	
CANEEL BAY, INC, and)	
PLANTATION BAY, INC. as successor)	
of CANEEL BAY, INC.)	
)	
Defendants.)	
)	

Attorneys:

K. Glenda Cameron, Esq.

St. Croix, U.S.V.I.

For the plaintiffs,

Joycelyn Hewlett, A.U.S.A.

St. Thomas, U.S.V.I.

For the defendant United States of America.

Gregory H. Hodges, Esq.

St. Thomas, U.S.V.I.

*For the defendants Rosewood Hotels and Resorts, Inc.,
CBI Acquisitions, Inc., and Plantation Bay, Inc.*

Judgment

GÓMEZ, C. J.

Before the Court is the motion of the defendant the United States of America, through the National Park Service (the "NPS") to dismiss the Fifth Amended Complaint as to the plaintiffs Abby Cohler, David Anapolle, Jerry Steiner, Max Cohler, Jacob Anapolle, Geoffrey Anapolle, Jared Anapolle, Alex Arkin, Martin Zachary Steiner, and Samantha Emily Steiner. For the reasons stated in the accompanying memorandum of even date, it is hereby

ORDERED that the motion is **GRANTED**.

DATED November 13, 2006.

/s/

Curtis V. Gómez
Chief Judge

A T T E S T:

Wilfredo F. Morales
Clerk of Court

by: _____
/s/

Deputy Clerk

cc: Judge Barnard
K. Glenda Cameron, Esq.
Joycelyn Hewitt, A.U.S.A.
Gregory H. Hodges, Esq.
Lydia Trotman
Carol Jackson
Olga Schneider
Bailey Figler